RICHARD M. ROGERS, #045843 LAW OFFICE OF RICHARD M. ROGERS 100 Bush Street, #1980 San Francisco, CA 94104 2 Telephone: 3 415/981-9788 Facsimile: 415/981-9798 4 Email: RogersRMR@vahoo.com 5 Attorneys for Plaintiff **DOLORES JOHNSON** 6 7 UNITED STATES DISTRICT COURT 8 NORTHERN DISTRICT OF CALIFORNIA 9 10 11 DOLORES JOHNSON, 12 Case No.: C15-03011 KAW 13 Plaintiff, Case filed: 06/29/15 Trial date: TBA 14 v. CITY AND COUNTY OF SAN FRANCISCO, PLAINTIFF'S RESPONSE TO MOTION TO 15 **DISMISS** 16 Defendant. Date: 11/19/15 Time: 11:00am 17 Courtroom 4, 3rd Floor, Oakland Location: 18 19 20 21 22 23 24 25 26 27 28

CASE NO. C15-03011 KAW - PLAINTIFF'S RESPONSE TO MOTION TO DISMISS

Dated: 9-27-15

THE MOTION IS MOOT

Plaintiff has filed a First Amended Complaint (Document #15) which she believes complies with legal standards. *Sheppard v. David Evans and Assoc.* (9th Cir. 2012) 694 F.3d 1045, 1050. The amendment is proper. FRCP 15(a)(1)(B).

The motion is moot. Lacey v. Maricopa County (9th Cir. 2012) 693 F.3d 896, 927. See, also, Liberi v. Defend Our Freedoms Foundations, Inc. (9th Cir. 2013) 509 F.App'x 595, 596.

Respectfully submitted,

LAW OFFICE OF RICHARD M. ROGERS

By:_

RICHARD M. ROGERS Attorneys for Plaintiff